TROY LAW, PLLC

ATTORNEYS/COUNSELORS AT LAW

Tel: 718.762.1324 johntroy@troypllc.com Fax: 718.762.1342

41-25 Kissena Blvd., Suite 119, Flushing, New York 11355

November 2, 2016

VIA ECF ONLY

Honorable Judge Anne Shields
Magistrate Judge
United States District Court
Eastern District of New York
100 Federal Plaza
Central Islip, New York 11722

Re: Letter Request to Strike Docket 29 from Docket

Chen v. Marvel Food Services LLC et al., 15-cv-06206 (CBA)(VMS)

Dear Judge Shields:

We represent the plaintiff in the above referenced wage and hour matter. Plaintiff's counsel writes to Your Honor today to strike defendants' letter from the docket filed on October 28, 2016 (Docket 29). According to the Eastern District's "Dispute Resolution Procedures" document, the positions taken within ex-parte letters and during settlement conferences are to remain confidential. Defendant's letter contains the actual specific amount demanded by Plaintiff in Plaintiff's ex-parte letter to the Court (Docket 26). Defendant's letter also contains the actual specific sum of Plaintiff's revised demand expressed off the record at the settlement conference held on October 21, 2016 in front of Your Honor.

Plaintiff believes that the inclusion of these amounts violates the confidentiality of both settlement conferences and ex-parte letters and inhibits free and frank discussion during settlement conferences. Finally, Defendant's letter should be stricken from the docket to avoid undermining and to preserve the good faith nature, confidentiality and integrity of the settlement proceedings between both parties going forward.

For the above reasons, plaintiffs' counsel respectfully requests that Your Honor strike opposing counsel's motion from the docket.

Thank you for your time and consideration.

Respectfully submitted,

TROY LAW, PLLC
Attorney for Plaintiff
/s/ John Troy________
John Troy